

AMENDED IN SENATE MAY 31, 2016
AMENDED IN SENATE APRIL 26, 2016
AMENDED IN SENATE APRIL 7, 2016
AMENDED IN SENATE MARCH 28, 2016
AMENDED IN SENATE MARCH 1, 2016

SENATE BILL

No. 868

Introduced by Senator Jackson

January 12, 2016

An act to amend Section 830.7 of the Penal Code, and to amend Section 21012 of, and to add Part 1.5 (commencing with Section 21750) to Division 9 of, the Public Utilities Code, relating to aviation.

LEGISLATIVE COUNSEL'S DIGEST

SB 868, as amended, Jackson. State Remote Piloted Aircraft Act.

Existing federal law, the FAA Modernization and Reform Act of 2012, provides for the integration of civil unmanned aircraft systems, commonly known as drones, into the National Airspace System. Existing federal law generally requires an aircraft to be registered with the Federal Aviation Administration (FAA), prohibits a person from operating a United States registered aircraft unless that aircraft displays specified nationality and registration marks, and, unless authorized by the FAA, prohibits a person from placing on any aircraft a design, mark, or symbol that modifies or confuses those nationality and registration marks.

The State Aeronautics Act governs various matters relative to aviation in the state, including, among other things, fostering and promoting safety in aeronautics and establishing only those regulations that are

essential and clearly within the scope of the authority granted to the Department of Transportation by the Legislature, in order that persons may engage in every phase of aeronautics with the least possible restriction consistent with the safety and the rights of others. A violation of the act is a crime punishable by a fine of not more than \$1,000 or by imprisonment of not more than 6 months, or both.

Existing law establishes the Office of Emergency Services in the office of the Governor and makes the Office of Emergency Services responsible for the state's emergency and disaster response services for natural, technological, or manmade disasters and emergencies.

This bill would enact the State Remote Piloted Aircraft Act. The bill would establish conditions for operating remote piloted aircraft, including ~~the procurement of~~ *maintaining* liability insurance or proof of financial responsibility. The bill would authorize the department to adopt rules and regulations governing the conditions under which remote piloted aircraft may be operated for the purpose of protecting and ensuring the general public interest and safety and the safety of persons operating remote piloted aircraft. ~~The bill would authorize the Office of Emergency Services to adopt rules and regulations and to make and amend general or special rules, orders, and procedures with respect to operating a remote piloted aircraft in certain circumstances, including operating a remote piloted aircraft within 500 feet of critical infrastructure. The bill would prohibit the operation of remote piloted aircraft within 500 feet of critical infrastructure and in other specified areas, subject to exceptions, and would prohibit certain ways of operating remote piloted aircraft.~~

The bill would authorize the department to make and amend general or special rules, orders, and procedures, and establish minimum standards consistent with the act as it deems necessary, to assist political subdivisions and their law enforcement agencies, and to enter into any contracts necessary to the execution of its powers pursuant to the act, as specified. The bill would provide that an officer or employee designated by the Director of Transportation to exercise certain powers of arrest, as specified, and any state or peace officer charged with the enforcement of state and local laws or ~~ordinances~~, *ordinances* may enforce and assist in the enforcement of the act, any rules or orders issued under the act, and all other state laws applicable to remote piloted aircraft or unmanned aircraft systems. The bill would provide that remedies provided by the act are cumulative with any other remedies available under law. The bill would provide that the provisions of the

act are severable. The bill would make a violation of any provision of the act or any rule or order issued pursuant to the act punishable as an infraction with a fine not exceeding \$250, or as a misdemeanor punishable by imprisonment in a county jail not exceeding 6 months, or by a fine not exceeding \$1,000, or by both that fine and imprisonment.

Because the bill would create new crimes, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 830.7 of the Penal Code is amended to
2 read:

3 830.7. The following persons are not peace officers but may
4 exercise the powers of arrest of a peace officer as specified in
5 Section 836 during the course and within the scope of their
6 employment, if they successfully complete a course in the exercise
7 of those powers pursuant to Section 832:

8 (a) Persons designated by a cemetery authority pursuant to
9 Section 8325 of the Health and Safety Code.

10 (b) Persons regularly employed as security officers for
11 independent institutions of higher education, recognized under
12 subdivision (b) of Section 66010 of the Education Code, if the
13 institution has concluded a memorandum of understanding,
14 permitting the exercise of that authority, with the sheriff or the
15 chief of police within whose jurisdiction the institution lies.

16 (c) Persons regularly employed as security officers for health
17 facilities, as defined in Section 1250 of the Health and Safety Code,
18 that are owned and operated by cities, counties, and cities and
19 counties, if the facility has concluded a memorandum of
20 understanding, permitting the exercise of that authority, with the
21 sheriff or the chief of police within whose jurisdiction the facility
22 lies.

1 (d) Employees or classes of employees of the California
2 Department of Forestry and Fire Protection designated by the
3 Director of Forestry and Fire Protection, provided that the primary
4 duty of the employee shall be the enforcement of the law as that
5 duty is set forth in Section 4156 of the Public Resources Code.

6 (e) Persons regularly employed as inspectors, supervisors, or
7 security officers for transit districts, as defined in Section 99213
8 of the Public Utilities Code, if the district has concluded a
9 memorandum of understanding permitting the exercise of that
10 authority, with, as applicable, the sheriff, the chief of police, or
11 the Department of the California Highway Patrol within whose
12 jurisdiction the district lies. For the purposes of this subdivision,
13 the exercise of peace officer authority may include the authority
14 to remove a vehicle from a railroad right-of-way as set forth in
15 Section 22656 of the Vehicle Code.

16 (f) Officers and employees of the Department of Transportation
17 who are designated by the Director of Transportation to enforce
18 the provisions of the State Remote Piloted Aircraft Act (Part 1.5
19 (commencing with Section 21750) of Division 9 of the Public
20 Utilities Code), any rule or order issued under that part, or any
21 other law applicable to remote piloted aircraft or unmanned aircraft
22 systems.

23 (g) Nonpeace officers regularly employed as county parole
24 officers pursuant to Section 3089.

25 (h) Persons appointed by the Executive Director of the California
26 Science Center pursuant to Section 4108 of the Food and
27 Agricultural Code.

28 (i) Persons regularly employed as investigators by the
29 Department of Transportation for the City of Los Angeles and
30 designated by local ordinance as public officers, to the extent
31 necessary to enforce laws related to public transportation, and
32 authorized by a memorandum of understanding with the chief of
33 police, permitting the exercise of that authority. For the purposes
34 of this subdivision, “investigator” means an employee defined in
35 Section 53075.61 of the Government Code authorized by local
36 ordinance to enforce laws related to public transportation.
37 Transportation investigators authorized by this section shall not
38 be deemed “peace officers” for purposes of Sections 241 and 243.

39 (j) Persons regularly employed by any department of the City
40 of Los Angeles who are designated as security officers and

1 authorized by local ordinance to enforce laws related to the
2 preservation of peace in or about the properties owned, controlled,
3 operated, or administered by any department of the City of Los
4 Angeles and authorized by a memorandum of understanding with
5 the Chief of Police of the City of Los Angeles permitting the
6 exercise of that authority. Security officers authorized pursuant to
7 this subdivision shall not be deemed peace officers for purposes
8 of Sections 241 and 243.

9 (k) Illegal dumping enforcement officers or code enforcement
10 officers, to the extent necessary to enforce laws related to illegal
11 waste dumping or littering, and authorized by a memorandum of
12 understanding with, as applicable, the sheriff or chief of police
13 within whose jurisdiction the person is employed, permitting the
14 exercise of that authority. An “illegal dumping enforcement officer
15 or code enforcement officer” is defined, for purposes of this
16 section, as a person employed full time, part time, or as a volunteer
17 after completing training prescribed by law, by a city, county, or
18 city and county, whose duties include illegal dumping enforcement
19 and who is designated by local ordinance as a public officer. An
20 illegal dumping enforcement officer or code enforcement officer
21 may also be a person who is not regularly employed by a city,
22 county, or city and county, but who has met all training
23 requirements and is directly supervised by a regularly employed
24 illegal dumping enforcement officer or code enforcement officer
25 conducting illegal dumping enforcement. This person shall not
26 have the power of arrest or access to summary criminal history
27 information pursuant to this section. No person may be appointed
28 as an illegal dumping enforcement officer or code enforcement
29 officer if that person is disqualified pursuant to the criteria set forth
30 in Section 1029 of the Government Code. Persons regularly
31 employed by a city, county, or city and county designated pursuant
32 to this subdivision may be furnished state summary criminal history
33 information upon a showing of compelling need pursuant to
34 subdivision (c) of Section 11105.

35 SEC. 2. Section 21012 of the Public Utilities Code is amended
36 to read:

37 21012. “Aircraft” means any manned contrivance used or
38 designed for navigation of, or flight in, the air requiring
39 certification and registration as prescribed by federal statute or
40 regulation. Notwithstanding the foregoing provisions of this

1 section, manned lighter-than-air balloons and ultralight vehicles
2 as defined in the regulations of the Federal Aviation Administration
3 (14 C.F.R. Part 103), whether or not certificated by the Federal
4 Aviation Administration, shall not be considered to be aircraft for
5 purposes of this part. “Aircraft” does not include remote piloted
6 aircraft, as defined in Section 21753.

7 SEC. 3. Part 1.5 (commencing with Section 21750) is added
8 to Division 9 of the Public Utilities Code, to read:

9
10 PART 1.5. STATE REMOTE PILOTED AIRCRAFT ACT

11
12 21750. This part may be cited as the “State Remote Piloted
13 Aircraft Act.”

14 21751. The purpose of this part is to further and protect the
15 public interest in remote piloted aircraft by all of the following
16 means:

17 (a) Encouraging the development and general use of remote
18 piloted aircraft.

19 (b) Fostering and promoting safety in remote piloted aeronautics.

20 (c) Preserving the fundamental right to privacy.

21 (d) Protecting the security of critical infrastructure.

22 (e) Protecting California’s natural resources.

23 (f) Encouraging the use of remote piloted aircraft for
24 newsgathering in a manner consistent with the fundamental right
25 to privacy.

26 (g) Granting to a state agency powers, and imposing upon it
27 duties, so that the state may properly perform its functions relative
28 to remote piloted aeronautics and effectively exercise its
29 jurisdiction over persons and property.

30 (h) Effecting, where feasible and consistent with the policies of
31 this state, uniformity with federal aeronautics laws and regulations.

32 (i) Establishing only those regulations that are essential and
33 clearly within the scope of the authority granted by the Legislature,
34 in order that persons may engage in every phase of remote piloted
35 aeronautics with the least possible restriction consistent with the
36 safety and the rights of others.

37 21752. (a) Unless the context otherwise requires, the
38 definitions and general provisions set forth in this part govern the
39 construction of this part.

40 (b) This part shall not be construed to do either of the following:

1 (1) Limit any power of the state or a political subdivision to
2 regulate the operation of remote piloted aircraft if the regulations
3 do not conflict with the provisions of this part.

4 (2) Preempt any local ordinance that regulates remotely piloted
5 aircraft or unmanned aircraft systems if the ordinance is consistent
6 with this part.

7 (c) Except as specified, this part shall not be construed as
8 prohibiting, restricting, or permitting the prohibition of the ~~take-off~~,
9 ~~takeoff~~, operation, or landing of remote piloted aircraft.

10 21753. (a) “Aircraft” means any contrivance used or designed
11 for navigation of, or flight in, the air.

12 (b) “Airport” means any area of land or water that is used, or
13 intended for use, for the landing and ~~take-off~~ ~~takeoff~~ of aircraft,
14 and any appurtenant areas that are used, or intended for use, for
15 airport buildings or other airport facilities or rights-of-way, and
16 all airport buildings and facilities located thereon.

17 (c) “Critical infrastructure” means systems and assets so vital
18 to the state that the incapacity or destruction of those systems or
19 assets would have a debilitating impact on security, economic
20 security, public health and safety, or any combination of those
21 matters.

22 (d) “Department” means the Department of Transportation.

23 (e) “Heliport” means any area of land, water, or structure used,
24 or intended for use, for the landing and ~~take-off~~ ~~takeoff~~ of
25 helicopters, and any appurtenant areas that are used, or intended
26 for use, for heliport buildings or other heliport facilities or
27 rights-of-way, and all heliport buildings and facilities located
28 thereon.

29 (f) “Operation of remote piloted aircraft” or “operate remote
30 piloted aircraft” means the use, navigation, or piloting of remote
31 piloted aircraft in the airspace over the land or waters of this state.

32 (g) “Person” means any individual, firm, partnership,
33 corporation, limited liability company, company, association, joint
34 stock association, or body politic; and includes any trustee,
35 receiver, assignee, or other similar representative.

36 (h) “Pilot” means the person in command of a remote piloted
37 aircraft while underway.

38 (i) “Political subdivision” means any county, city, *whether*
39 *general law or chartered*, city and county, public corporation,
40 district, or other political entity or public corporation of this state.

1 (j) “Remote piloted aircraft” means an aircraft that is operated
2 without the possibility of direct human intervention from within
3 or on the aircraft.

4 (k) “Remote piloted aircraft system” means a remote piloted
5 aircraft and its associated elements, including communication
6 links, that are required for the pilot to control the remote piloted
7 aircraft.

8 21754. A person shall not operate a remote piloted aircraft in
9 any of the following circumstances:

10 (a) (1) Within 500 feet of critical infrastructure designated by
11 rule or regulation by the ~~department~~, *in consultation with the* Office
12 of Emergency ~~Services~~ *Services*, without first obtaining the consent
13 of the owner or operator of the critical infrastructure.

14 (2) This subdivision shall not apply to the operation of a remote
15 piloted aircraft by any person that the Federal Aviation
16 ~~Administration~~ *Administration, whether by permit, license, or rule,*
17 authorizes to operate a remote piloted aircraft for a commercial
18 purpose who operates the remote aircraft in a manner that complies
19 with the authorization or by any person described in Section 1070
20 of the Evidence Code if both of the following conditions are met:

21 (A) The operation of the remote piloted aircraft does not
22 unreasonably interfere with the operation of the critical
23 infrastructure.

24 (B) The operation of the remote piloted aircraft does not pose
25 an imminent and credible threat to the safety or security of the
26 critical infrastructure.

27 (b) Within 1,000 feet of a heliport without first obtaining the
28 consent of the owner or operator of the heliport, or without first
29 obtaining a waiver, exemption, or other ~~authorization~~ *authorization,*
30 *whether by permit, license, or rule,* for its operation from the
31 Federal Aviation Administration.

32 (c) Within five miles of an airport without first obtaining the
33 consent of the owner or operator of the airport, or without first
34 obtaining a waiver, exemption, or other ~~authorization~~ *authorization,*
35 *whether by permit, license, or rule,* for its operation from the
36 Federal Aviation Administration.

37 (d) Within any other area where the ~~department or~~ *department,*
38 *in consultation with the* Office of Emergency Services, through
39 rule or regulation, determines that unrestricted use of remote piloted
40 aircraft presents an imminent danger to public health and safety.

1 21755. A person shall not operate a remote piloted aircraft in
2 any of the following circumstances:

3 (a) Within the airspace overlaying units of the state park system,
4 unless the operator of the remote piloted aircraft has obtained a
5 permit authorizing the use of that aircraft in that airspace or the
6 unit of the state park system over which the remote piloted aircraft
7 is used has, by rule or regulation, authorized the launching, landing,
8 or operation of remote piloted aircraft.

9 (b) Within the airspace overlaying lands or waters managed by
10 the Department of Fish and Wildlife, unless the operator of the
11 remote piloted aircraft has obtained a permit authorizing the use
12 of that aircraft in that airspace or the Department of Fish and
13 Wildlife has, by rule or regulation, authorized the launching,
14 landing, or operation of remote piloted aircraft over those lands
15 or waters.

16 (c) (1) Within 500 feet of the State Capitol or other building
17 housing the state legislative offices and chambers, situated in the
18 area bounded by 10th, L, 15th, and N Streets in the City of
19 Sacramento, unless the operator of the remote piloted aircraft has
20 obtained a permit authorizing the use of that aircraft within 500
21 feet of the building or the Department of the California Highway
22 Patrol has, by rule or regulation, authorized the launching, landing,
23 or operation of remote piloted aircraft within 500 feet of the
24 building.

25 (2) This subdivision shall not apply to the operation of a remote
26 piloted aircraft by any person that the Federal Aviation
27 ~~Administration~~ *Administration, whether by permit, license, or rule,*
28 authorizes to operate a remote piloted aircraft for a commercial
29 purpose who operates the remote piloted aircraft in a manner that
30 complies with the authorization or by any person described in
31 Section 1070 of the Evidence Code if both of the following
32 conditions are met:

33 (A) The operation of the remote piloted aircraft does not
34 unreasonably interfere with the operation of the State Capitol.

35 (B) The operation of the remote piloted aircraft does not pose
36 an imminent and credible threat to the safety or security of the
37 State Capitol.

38 21756. Notwithstanding Sections 21754 and 21755, a person
39 may operate a remote piloted aircraft in any of the following
40 circumstances:

1 (a) In any airspace designated for the taking off or landing of
2 aircraft at an airport or heliport when the operator of the remote
3 piloted aircraft is both authorized to and engaged in taking off
4 from or landing at that airport or heliport.

5 (b) Upon or above any property to which the operator of the
6 remote piloted aircraft has a right of entry.

7 (c) Upon or above any property for which the operation of a
8 remote piloted aircraft has been permitted by the California Film
9 Commission pursuant to the Motion Picture, Television, and
10 Commercial Industries Act of 1984 (Chapter 1 (commencing with
11 Section 14998) of Part 5.7 of Division 3 of Title 2 of the
12 Government Code), provided the operator of the remote piloted
13 aircraft operates the aircraft pursuant to the permit and adheres to
14 all terms and conditions specified in the permit.

15 (d) In any location or airspace deemed necessary by the operator
16 of the remote piloted aircraft to avoid imminent danger to the life
17 and safety of another person or to the public at large.

18 21757. A person shall not weaponize a remote piloted aircraft
19 or operate a weaponized remote piloted aircraft.

20 21758. (a) A person shall not operate a remote piloted aircraft
21 in any of the following manners:

22 (1) In a manner that interferes with manned aircraft.

23 (2) In a manner that is prohibited by any federal statute or
24 regulation governing aeronautics.

25 (3) In a careless or reckless manner so as to endanger the life
26 or property of another.

27 (4) In a manner that constitutes a nuisance under Section 3479
28 of the Civil Code.

29 (5) In a manner that violates an individual's right to privacy
30 under Section 1 of Article I of the California Constitution.

31 (6) In a manner that constitutes trespass under California law.

32 (b) A remotely piloted aircraft shall always give way to manned
33 aircraft.

34 21759. (a) *A person shall not knowingly and intentionally*
35 *operate a remote piloted aircraft, without authorization, in a*
36 *manner that interferes with the safe operation of amusement parks*
37 *or ski resorts in the state.*

38 (b) *As used in this section, "amusement park" means any*
39 *permanent facility or park providing amusement rides for use by*
40 *the public, and "amusement ride" means a mechanical device that*

1 *carries or conveys passengers along, around, or over a fixed or*
2 *restricted route or course for the purpose of giving passengers*
3 *amusement, pleasure, thrills, or excitement.*

4 (c) *As used in this section, “ski resort” means any permanent*
5 *facility or park providing recreational conveyances, such as aerial*
6 *tramways, aerial lifts, surface lifts, tows, conveyors, or other*
7 *devices or equipment, used primarily for participating in or*
8 *observing mountain sports activities.*

9 ~~21759.~~

10 21760. A person shall not operate a remote piloted aircraft in
11 this state without first complying with all licensing, registration,
12 and marking requirements required by the Federal Aviation
13 Administration.

14 ~~21760.~~

15 21761. (a) Every commercial operator of a remote piloted
16 aircraft shall ~~procure, and continue in effect~~ *maintain*, so long as
17 the commercial operator continues to offer services for
18 compensation, adequate protection against liability imposed by
19 law upon operators of remote piloted aircraft.

20 (b) Any person using, operating, or renting a remote piloted
21 aircraft with the permission, expressed or implied, of a commercial
22 operator shall also ~~procure~~ *maintain* adequate protection against
23 liability imposed by law for the payment of damages for personal
24 bodily injuries, including death resulting therefrom, and property
25 damage as a result of an accident involving the remote piloted
26 aircraft.

27 (c) The department shall, after a public hearing, establish the
28 amount of liability insurance or proof of financial responsibility,
29 required by this section, that is reasonably necessary to provide
30 adequate compensation for damages incurred through an accident
31 involving a commercial operator of a remote piloted aircraft.

32 ~~21761.~~

33 21762. (a) Consistent with the provisions of this part, the
34 department may adopt rules and regulations governing the
35 conditions under which remote piloted aircraft may be operated
36 for the purpose of protecting and ensuring the general public
37 interest and safety and the safety of persons operating remote
38 piloted aircraft.

39 (b) The department may make and amend general or special
40 rules, orders, and procedures, and establish minimum standards

1 consistent with this part as it deems necessary to administer this
2 part.

3 (c) In exercising authority under this part, the department shall
4 cooperate with and assist the federal government, political
5 subdivisions of this state, and others in the development of remote
6 piloted aeronautics, and shall seek to coordinate activities whenever
7 feasible.

8 (d) The department shall keep on file with the Secretary of State,
9 and at its principal office, a copy of all its rules and regulations,
10 adopted pursuant to this part, for public inspection.

11 (e) The department shall provide for the publication and general
12 distribution of all its orders, rules, regulations, and procedures
13 having general effect that are applicable to remote piloted aircraft.

14 ~~21762. (a) The Office of Emergency Services may adopt rules~~
15 ~~and regulations, and may make and amend general or special rules,~~
16 ~~orders, and procedures, as it deems necessary to administer~~
17 ~~subdivisions (a) and (d) of Section 21754.~~

18 ~~(b) In exercising authority under this part, the Office of~~
19 ~~Emergency Services shall coordinate activities with the federal~~
20 ~~government and political subdivisions of this state whenever~~
21 ~~feasible.~~

22 ~~(c) The Office of Emergency Services shall keep on file with~~
23 ~~the Secretary of State, and at its principal office, a copy of all its~~
24 ~~rules and regulations, adopted pursuant to this part, for public~~
25 ~~inspection, and shall provide for the publication and general~~
26 ~~distribution of all its orders, rules, regulations, and procedures~~
27 ~~having general effect that are applicable to remote piloted aircraft.~~

28 21763. The department may do all of the following:

29 (a) Represent the state in remote piloted aeronautical matters
30 before federal and other agencies.

31 (b) Participate as plaintiff or defendant or as intervenor on behalf
32 of the state or any political subdivision or citizen in any controversy
33 that involves the interest of the state in remote piloted aeronautics.

34 (c) Assist political subdivisions and their law enforcement
35 agencies in becoming acquainted with and enforcing regulations
36 promulgated under this part.

37 (d) Enter into any contracts necessary to the execution of its
38 powers under this part. All contracts made by the department,
39 either as the agent of the state or as the agent of any political

1 subdivision, shall be made pursuant to the laws of the state
2 governing the making of like contracts.

3 (e) Exercise any of its powers under this part in cooperation
4 with any political subdivision, state agency, other states or their
5 political subdivisions, or the United States.

6 (f) Enforce this part and rules and orders issued under this part
7 in the name of the state by injunction or other legal process in the
8 federal, state, and local courts of this state or pursuant to any
9 federal, state, or local administrative hearing.

10 21764. A violation of any provision of this part or any rule or
11 order issued pursuant to this part shall be punishable as an
12 infraction with a fine not to exceed two hundred fifty dollars
13 (\$250), or as a misdemeanor punishable by imprisonment in a
14 county jail not exceeding six months, or by a fine not exceeding
15 one thousand dollars (\$1,000), or by both that fine and
16 imprisonment.

17 21765. (a) An officer or employee designated by the director
18 pursuant to subdivision (b) and any state or peace officer charged
19 with the enforcement of state and local laws or ordinances may
20 enforce and assist in the enforcement of this part, any rule or order
21 issued under this part, and all other laws of the state applicable to
22 remote piloted aircraft or unmanned aircraft systems.

23 (b) In the enforcement of this part, any rule or order issued under
24 this part, or other law applicable to remote piloted aircraft or
25 unmanned aircraft systems, the director may designate any officer
26 or employee of the department to exercise the powers of arrest
27 pursuant to Section 830.7 of the Penal Code.

28 21766. Nothing in this part shall be construed to impair or
29 impede any other rights, causes of action, claims, or defenses
30 available under other laws. The remedies provided in this part are
31 cumulative with any other remedies available under other laws.

32 21767. The provisions of this part are severable. If any
33 provision of this part or its application is held to be invalid, that
34 invalidity shall not affect other provisions or applications that can
35 be given effect without the invalid provision or application.

36 SEC. 4. No reimbursement is required by this act pursuant to
37 Section 6 of Article XIII B of the California Constitution because
38 the only costs that may be incurred by a local agency or school
39 district will be incurred because this act creates a new crime or
40 infraction, eliminates a crime or infraction, or changes the penalty

- 1 for a crime or infraction, within the meaning of Section 17556 of
- 2 the Government Code, or changes the definition of a crime within
- 3 the meaning of Section 6 of Article XIII B of the California
- 4 Constitution.

O